

acter; effective to supply the nutritional needs of the body and to aid stomach action; and effective to prevent intestinal putrefaction.

The product labeled "Special Gland Food Essential Food Minerals" was alleged to be misbranded in that certain statements, designs, and devices appearing on the label and carton and in an accompanying circular, falsely and fraudulently represented that it was effective as a special gland food, as a rejuvenator, as an essential sex gland food, and as a permanent rejuvenator of the weakened and worn-out glands of the human body; effective to rejuvenate the healthy normal function of the sex glands and all other body glands, to restore these glands to their original healthy state, and to furnish the necessary nutritional foundation for the vital gland activators or hormones; effective to supply the actual nutritional needs of the blood and gland cells; effective as a powerful sex food, as a food for sexual debility; effective to repair a partial breakdown or weakness of the sexual mechanism, to supply the lacking food elements to the gland cell structures and to give strength to the functions of generation; effective as a constructive food that acts upon the reproductive organs of both male and female, and as a permanent cell-building food material; effective to restore lost strength and sexual vigor and to supply the starved gland cells with building elements needed for the generation of procreative fluids and the reconstruction and revitalizing of the muscular fibers; effective as a treatment for many ailments directly ascribed to glandular deficiency, such as prostate gland trouble, impotence, melancholy, and nervous breakdown in men and many female disorders, weakness and nervous trouble in women; effective as a treatment for disorders at puberty and at change of life due to glandular deficiency of one or more glands of the body; effective as a treatment for overweight and underweight due directly to abnormal or deficient gland functions; effective to give men new, youthful vigor, confidence, and a new interest in life, and to give to women renewed beauty, banishment of weaknesses, and restored health; effective as a health builder; and effective to supply the deficiency of natural mineral elements and the nutritional and restorative needs of the gland cells and fluids, to prevent intestinal putrefaction and toxicosis, and to permanently revitalize the gland cells.

The product labeled "Special Iodine Containing Essential Food Minerals" was alleged to be misbranded in that certain statements, designs, and devices, borne on the label and package, regarding its curative and therapeutic effects, falsely and fraudulently represented that it was effective as a health builder; effective to supply the deficiency of natural mineral elements and to repair and protect health; effective as a necessary food supplement; and effective to supply the nutritional needs of the body, to aid stomach action, and to prevent intestinal putrefaction.

All lots were alleged to be misbranded further in that the statements "Essential Food Minerals * * * A Concentrated Food", borne on the labels, the statements "Guaranteed under the Pure Food and Drugs Act", with respect to a portion, and "In strict compliance with the Pure Food and Drugs Act", with respect to other portions, were false and misleading since they represented that the article was composed wholly of food minerals, that it was a concentrated food, and that it complied with, or had been manufactured in compliance with, the Federal Food and Drugs Act; whereas it was not composed wholly of food minerals, it was not a concentrated food, and it did not comply with and had not been manufactured in strict compliance with the Food and Drugs Act.

On May 24, 1937, a plea of guilty was entered on behalf of the defendant and the court imposed a fine of \$100 and costs.

H. A. WALLACE, *Secretary of Agriculture.*

27259. Misbranding of Radiumized Water Revitalizer and Radiumized Health Pad. U. S. v. Radiumized Applicator Co., Inc., and Paul E. Streamer. Pleas of guilty. Fines, \$400; payment suspended. (F. & D. no. 32168. Sample nos. 8090-A, 8091-A.)

The labeling of these products contained false and fraudulent curative and therapeutic claims.

On July 30, 1934, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Radiumized Applicator Co., Inc., and Paul E. Streamer, president, alleging shipment by said defendants in violation of the Food and Drugs Act as amended, on or about May 24, 1932, from the

State of New York into the State of Pennsylvania of a quantity of articles of drugs, labeled in part "The Radiumized Water Revitalizer" and "Radiumized Health Pad", which were misbranded.

Analysis of the Radiumized Water Revitalizer showed radium emanation (radon) in the proportion of 165 millimicrocuries of radon per U. S. quart. Analysis of the Radiumized Health Pad showed 53 millimicrograms of radium per gram of ore, or 1,695 millimicrograms of radium per pad.

The Radiumized Water Revitalizer was alleged to be misbranded in that certain statements, designs, and devices regarding its therapeutic and curative effects, borne in the circular contained in the package, falsely and fraudulently represented that it was effective to insure health; effective as a revitalizer; effective to prevent illness and to relieve those who are suffering or infirm; effective as a treatment, remedy, and cure for chronic ailments, and to supply ailing bodies in Nature's own way with the natural element of which they have been deprived; effective to eliminate accumulated poisons from all the vital organs; effective to cause the organs and glands to adjust themselves to a healthy condition; effective as a treatment, remedy, and cure for rheumatism, arthritis, and gout; and effective as a rebuilder.

The Radiumized Health Pad was alleged to be misbranded in that certain statements, designs, and devices regarding its therapeutic and curative effects, borne on the circular contained in the package, falsely and fraudulently represented that it was effective to insure health; effective as a health pad; effective to apply the healing and invigorating action of radio-active emanations directly to any ailing part of the body; and effective as a treatment, remedy, and cure for kidney or bladder trouble, constipation, prostate trouble, ailments of all the vital organs, high blood pressure, nervous disorders, stomach trouble, indigestion, goiter, ulcers, and skin diseases.

On May 24, 1937, pleas of guilty were entered on behalf of the defendants, and the court imposed a fine of \$200 against each of the defendants and suspended payment of the fines pending good behavior.

H. A. WALLACE, *Secretary of Agriculture.*

27260. Misbranding of Zo-Ro-Lo. U. S. v. 22 Bottles of Zo-Ro-Lo. Decree of forfeiture and destruction. (F. & D. no. 34846. Sample no. 19792-C.)

The label of this product contained false and fraudulent curative and therapeutic claims.

On January 15, 1935, the United States attorney for the Eastern District of Kentucky, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 22 bottles of Zo-Ro-Lo at Covington, Ky., transported by J. C. Brewer from Cincinnati, Ohio, November 26, 1934, alleging that it had been transported in interstate commerce from Cincinnati, Ohio, and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis of a sample showed that the article consisted essentially of Epsom salt (24 grams per 100 milliliters), glycerin, and small proportions of citric acid, benzoic acid, and menthol, colored red.

It was alleged to be misbranded in that the following statements regarding its therapeutic and curative effects, borne on the bottle label, were false and fraudulent: "Zo-Ro-Lo * * * Zo-Ro-Lo, Inc. Laboratories, Ada, Ohio, * * * A Scientific Preparation designed to aid Nature in the Treatment of Many Ailments Which are Traceable to Intestinal Auto-Intoxication * * * 'Remove The Cause Nature Will Do The Rest' * * * Directions For the first dose take three to four tablespoonsful followed by a full glass of water, preferably before breakfast. Should elimination of the bowels not begin in three to four hours, repeat this dose until the bowels function freely (copious, watery stool). Take this amount for three consecutive mornings and then take night and morning in doses decreased to such amount as may be required to promote copious elimination daily. Should the stomach rebel against the before-breakfast doses, take after eating. Children should be given Zo-Ro-Lo in doses proportionate to age. This is the average dosage and must be varied according to the individual requirements of each person. The amount, frequency and best time of day to take Zo-Ro-Lo are best determined by varying the doses slightly from time to time until free elimination is obtained. * * * contains no * * * harmful drugs."

On December 3, 1935, Zo-Ro-Lo, Inc., Ada, Ohio, filed an intervening petition and on April 25, 1936, the Government filed a demurrer to the intervenor's peti-